



and may limit the extent of discovery.”<sup>1</sup> *See also Momennia v. Estrada*, No. 3-03-0525-M, 2003 WL 21318323, at \*\*1–2 (N.D. Tex. May 21, 2003) (finding limited discovery to be warranted under Rule 6(a) in a Section 2241 habeas case). “Good cause exists ‘where specific allegations before the court show reasons to believe that the petitioner may, if the facts are fully developed, be able to demonstrate that he is . . . entitled to relief.’” *Id.* at \*1 (quoting *Bracy v. Gramley*, 520 U.S. 899, 908–09 (1997)). Here, Petitioners have made specific allegations articulating why they might be entitled to relief and why limited discovery is necessary. *See* Mot. at 3–4. In accordance with the above, the Court enters the following orders:

**IT IS ORDERED** that Petitioners Emilio Gutierrez-Soto and Oscar Gutierrez-Soto’s request for a telephone conference is **DENIED**.

**IT IS FURTHER ORDERED** that Petitioners Emilio Gutierrez-Soto and Oscar Gutierrez-Soto’s request for limited discovery is **GRANTED IN PART AND DENIED IN PART**. The Court **GRANTS** the following discovery requests:

- 1) A list identifying any and all people who participated in authoring, determining the criteria for, compiling, or otherwise creating the Non-Detained Target List;
- 2) A copy of Petitioners Emilio and Oscar Gutierrez-Soto’s complete A-Files with no redactions; and
- 3) Copies of all documents, including but not limited to emails, related to Petitioners’ detention (this includes, but is not limited to, documents and correspondence exchanged between members of the Texas ICE office and documents and correspondence between members of the Texas ICE office and any members of the Department of Homeland Security and Department of Justice).

The Court **DENIES** the following discovery requests:

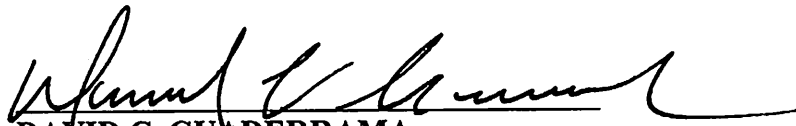
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<sup>1</sup> Rule 1(b) also provides: “The district court may apply any or all of these rules to a habeas corpus petition not covered by Rule 1(a).” Thus, Rule 6(a) also applies to the instant cause, a Section 2241 habeas case.

- 1) A list of witnesses that Respondents will call at the August 1 hearing, along with their locations and copies of their curriculum vitae;
- 2) A complete and unredacted copy of the "Target List" email chain; and
- 3) A list identifying any and all people who received the Non-Detained Target List.

**IT IS FINALLY ORDERED** that Respondents shall **PRODUCE** the ordered discovery by **July 27, 2018**. If the ordered discovery reveals any information relevant to Petitioners' reply brief, Petitioners may **FILE** an addendum to their reply brief by **July 30, 2018**.

So **ORDERED** and **SIGNED** this 20<sup>th</sup> day of July 2018.

  
DAVID C. GUADERRAMA  
UNITED STATES DISTRICT JUDGE